

CHAPTER 1
DESCRIPTION OF ORGANIZATION
[Prior to 4/22/87, see Banking Department[140] Ch 1]

187—1.1(17A,524) Definitions. The definitions of terms listed in Iowa Code section 17A.2 shall apply for these terms as they are used throughout this chapter. In addition, as used in this chapter:

“*Division*” means the division of banking.

“*Superintendent*” means the superintendent of banking.

187—1.2(17A,524) Scope and application. This chapter describes the office of the superintendent; the established place at which, the employees from whom and the methods whereby the public may obtain information, make submittals on requests or obtain decisions; and the forms available or the place at which forms and instructions as to the scope and contents of all papers, reports, or examinations may be obtained.

187—1.3(17A,524) Division of banking. The division of banking is a subdivision of the department of commerce and consists of the superintendent and those employees who discharge the duties and responsibilities imposed upon the superintendent by the laws of this state. The superintendent has general control, supervision and regulatory authority over all state-chartered banks, regulated loan companies, industrial loan companies, mortgage bankers, brokers, and registrants, delayed deposit service licensees, persons licensed to engage in the business of debt management and persons licensed to engage in the business of selling written instruments for the transmission or payment of money. The division consists of two separate bureaus. The bank bureau has primary responsibility relating to the supervision, regulation and chartering of state banks. The finance bureau has primary responsibilities relating to the supervision, regulation and licensing of regulated loan companies, industrial loan companies, mortgage bankers, brokers, and registrants, delayed deposit service licensees, persons engaged in the business of selling written instruments, and persons engaged in the business of debt management.

1.3(1) Organization—superintendent. The superintendent is the administrator of the division. The superintendent is appointed by the governor, by and with the approval of the senate, for a term of four years. The superintendent’s office is located at 200 East Grand Avenue, Suite 300, Des Moines, Iowa 50309-1827. The superintendent is assisted by the following officials who are responsible to the superintendent:

a. Deputy superintendent. The deputy superintendent performs such duties as the superintendent prescribes, including general supervision of all matters pertaining to the office of the superintendent. During the absence or disability of the superintendent, or as directed by the superintendent, the deputy superintendent possesses the powers and performs the duties of the superintendent.

b. Assistants to the superintendent. Three assistants to the superintendent perform duties prescribed by the superintendent, including general supervision of all bank examining personnel, administration and supervision of regulatory examinations, administration and supervision of all matters relating to the exercise of banking powers authorized by the laws of this state, and other matters for which each is responsible.

c. Bank examination analysts. Bank examination analysts perform such duties as the superintendent prescribes, including matters relating to the review and analysis of bank examination reports.

d. Finance bureau chief. The finance bureau chief performs duties prescribed by the superintendent, including general supervision over all matters relating to the licensing and supervision of regulated loan companies, industrial loan companies, mortgage bankers, brokers, and registrants, delayed deposit service licensees, persons engaged in the business of debt management and persons engaged in the sale of written instruments.

e. Examiners. Regulatory examinations are performed by examining personnel situated in examination regions throughout the state. Each region is headed by a supervisor who is assisted by a staff

of examiners. Each examiner performs duties prescribed by the superintendent in a manner consistent with the laws of this state and may be predominantly trained in the specialized fields of commercial bank and bank holding company regulation, trust asset administration, finance company and mortgage banking regulation, data processing, and other areas within the jurisdiction of the office of the superintendent.

1.3(2) *Field organization.* Rescinded IAB 10/9/96, effective 11/13/96.

This rule is intended to implement Iowa Code section 17A.3.

187—1.4(17A,524) Forms and instructions.

1.4(1) *Forms.* The following forms and instructions of the superintendent are currently in use:

a. Bank bureau.

- (1) Consolidated Report of Condition and Income
- (2) Consolidated Report of Condition (Publisher's Copy)
- (3) List of Shareholders (Bank and Bank Holding Company)
- (4) Oath of Directors (Long Form)
- (5) Oath of Directors (Short Form)
- (6) Certificate of Elections and Appointments
- (7) Stockholders Resolution to Establish the Number of Directors
- (8) Application to Organize a State Bank (including supplemental forms)
- (9) Application to Move Main Office or Bank Office
- (10) Application to Establish a Bank Office
- (11) Application for Renewal of Corporate Existence
- (12) Directors Acknowledgment of Bank Examiners Report
- (13) Application for Change of Control
- (14) Articles of Incorporation
- (15) Statement of Cancellation of Preferred Shares
- (16) Application for Voluntary Dissolution of State Bank (including supplemental forms)
- (17) Application for Approval of a Merger (including supplemental forms)
- (18) Application for Approval of Conversion to State Bank (including supplemental forms)
- (19) Application for Approval of Amendment to Articles of Incorporation (including supplemental forms)
- (20) Application for Approval of Restatement of the Articles of Incorporation (including supplemental forms)

b. Finance bureau.

- (1) Application for Regulated Loan License (including supplemental forms)
- (2) Application for Industrial Loan License (including supplemental forms)
- (3) Application for a Mortgage Banker/Broker License (including supplemental forms)
- (4) Application for a Travelers Checks/Money Order License (including supplemental forms)
- (5) Application for a Debt Management License (including supplemental forms)
- (6) Application for a Delayed Deposit Services License (including supplemental forms)

1.4(2) Reserved.

This rule is intended to implement Iowa Code section 17A.3.

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